

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

In re:	Chapter 11
ASHINC Corporation, <i>et al.</i> ,	Case No. 12-11564 (MFW)
Debtors.	(Jointly Administered)
YUCAIPA AMERICAN ALLIANCE FUND II, L.P., <i>et al.</i> ,	
Appellants	Civ. No. 18-1467 (CF)
ASHINC CORPORATION	Adv. Proc. No. 12-50947
Appellee.	BAP No. 18-47

**STIPULATION OF DISMISSAL WITH PREJUDICE**

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure and Rule 8023 of the Federal Rules of Bankruptcy Procedure, Appellants Yucaipa American Alliance Fund I, L.P., Yucaipa American Alliance (Parallel) Fund I, L.P., Yucaipa American Alliance Fund II, L.P., and Yucaipa American Alliance (Parallel) Fund II, L.P. and the Litigation Trustee for ASHINC Corporation and related debtors<sup>1</sup> hereby stipulate and agree that the above-captioned appeal be dismissed in its entirety with prejudice with each party bearing its own costs, fees and expenses.

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<sup>1</sup> In December 2015, the Bankruptcy Court confirmed the above-captioned debtors' chapter 11 plan of reorganization. The confirmation order appointed Catherine Youngman as the trustee of the litigation trust created by the plan of reorganization and as the plan administrator for the debtors' estates. Under the plan of reorganization, the trustee is responsible for prosecuting litigation claims on behalf of the debtors' estates.

Dated: August 10, 2023  
Wilmington, Delaware

**STIPULATED AND AGREED:**

**FOX ROTHSCHILD LLP**

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